

JUL 19 2002

PTO/SB/00 (5/2000)

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REQUEST FOR
CONTINUED EXAMINATION (RCE)

Subsection (b) of 35 U.S.C. §132, effective on May 29, 2000, provides for continued examination of a utility or plant application filed on or after June 8, 1995. See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/194,165
Filing Date	November 20, 1998
First Named Inventor	Lynn Perkes
Group Art Unit	1651
Examiner Name	Patricia Patten
Attorney Docket Number	09143-005001

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.

NOTE: 37 C.F.R. §1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. §1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

Submission required under 37 C.F.R. §1.114

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. §1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered)
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other _____

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Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; fee under 37 C.F.R. §1.17(i) required)
- b. ☐ Other _____

Fee The RCE fee under 37 C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when the RCE is filed.

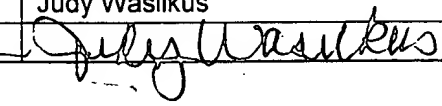
- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 06-1050
- i. ☒ RCE fee required under 37 C.F.R. §1.17(e) 07/22/2002 AWONDAF1 00000145 09194165
- ii. ☒ Extension of time fee (37 C.F.R. §§1.136 and 1.17) 01 FC:179 740.00 0P
- iii. ☒ Other Any deficiencies
- b. ☒ Check in the amount of \$1,660 enclosed (basic filing fee and 3-month extension fee)
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED

Name (Print/Type)	J. Patrick Finn III, Ph.D.	Registration No. (Attorney/Agent)	44,109
Signature		Date	July 11, 2002

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Patents, Box RCE, Washington, DC 20231 or facsimile transmitted to the U.S. Patent and Trademark Office on: July 11, 2002

Name (Print/Type)	Judy Wasilkus	Date	July 11, 2002
Signature			



Attorney's Docket No.: 09143-005001

#22/c
DmJ
7-29-02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Lynn Perkes
Serial No. : 09/194,165
Filed : November 20, 1998
Title : DIETARY SUPPLEMENTS CONTAINING NATURAL INGREDIENTS

Art Unit : 1651
Examiner : Patricia Patten

BOX AF
Commissioner for Patents
Washington, D.C. 20231

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RESPONSE

In response to the action mailed January 11, 2002, please amend the application as follows:

In the claims:

Please cancel claims 1-31 without prejudice.

Please add claims 48-77 as follows.

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ent-47 --48. A dietary supplement comprising a grape seed extract, a grape skin extract, and at least one enzyme, wherein said grape seed extract comprises 3.3 percent or more of said supplement by weight.

C1 49. The supplement of claim 48, wherein said supplement is in the form of a pill, powder, or tablet.

50. The supplement of claim 48, wherein said at least one enzyme comprises a fungal protease, acid stable protease, or bromelain.

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

July 11, 2002

Date of Deposit

Signature

Judy Wasilkus

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